

1 MACE J. YAMPOLSKY, LTD.
MACE J. YAMPOLSKY
2 Nevada Bar No. 01945
JASON R. MARGOLIS
3 Nevada Bar No. 12439
625 South Sixth Street
4 Las Vegas, Nevada 89101
(702) 385-9777; Fax: (702) 385-3001
5 Attorneys for Brian D. Cavalier

6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,

9 Plaintiff,

10 vs.

11 BRIAN D. CAVALIER,

12 Defendant.

CASE NO.: 2:16-cr-00046-GMN-PAL

**STIPULATION TO CONTINUE
SENTENCING HEARING**

(Fourth Request)

13
14 IT IS HEREBY STIPULATED AND AGREED, by and between the United States, by
15 and through the undersigned, and Mace J. Yampolsky, Esq., counsel for Defendant Brian D.
16 Cavalier that the Defendant's sentencing hearing, currently scheduled for December 13, 2018, at
17 the hour of 11:00 a.m., be continued for a period of thirty (30) days, or to a date and time
18 convenient to the Court.

19 This stipulation is entered for the following reasons:

- 20 1. Defendant has learned that he has two warrants, one in Prescott, Arizona, and one in
21 Prescott Valley, Arizona. Defendant does not want to appear before this Court prior
22 to these warrants being quashed. Because of Defendant's employment, he is not able
23 to take a day off to resolve these matters until mid-December.
- 24 2. The Defendant is not in custody and does not object to a continuance.
- 25 3. Additionally, denial of this request for continuance could result in a miscarriage of
26 justice.
- 27 4. This is the fourth request for a continuance filed herein.

28 ///

1 WHEREFORE, the parties respectfully request that the Court accept the Stipulation and
2 enter an Order as set forth below continuing the sentencing of Defendant Cavalier for a period of
3 thirty (30) days.

4 DATED this 4th day of December, 2018.

5 DAYLE ELIESON, United States Attorney

MACE J. YAMPOLSKY, LTD.

6 /s/ Daniel R. Schiess

/s/ Mace J. Yampolsky

7 Daniel R. Schiess
8 Assistant United States Attorney

Mace J. Yampolsky, Esq.
Counsel for Defendant Cavalier

1 MACE J. YAMPOLSKY, LTD.
MACE J. YAMPOLSKY
2 Nevada Bar No. 01945
JASON R. MARGOLIS
3 Nevada Bar No. 12439
625 South Sixth Street
4 Las Vegas, Nevada 89101
(702) 385-9777; Fax: (702) 385-3001
5 Attorneys for Brian D. Cavalier

6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,

9 Plaintiff,

10 vs.

11 BRIAN D. CAVALIER,

12 Defendant.

CASE NO.: 2:16-cr-00046-GMN-PAL

**ORDER ON STIPULATION TO
CONTINUE SENTENCING HEARING**

13 This matter coming before the Court on the Stipulation to Continue Sentencing Hearing,
14 the Court having considered the matter and good cause showing, the Court accepts the
15 Stipulation.
16

17 WHERE, IT IS HEREBY ORDERED that the sentencing hearing, currently scheduled
18 for December 13, 2018 at the hour of 11:00 a.m. shall be continued until 1/10/19 at 9:30 a.m..
19

20 
UNITED STATES DISTRICT JUDGE
21 DATED: December 6, 2018
22
23
24
25
26
27
28